

Bureau of Export Administration, Commerce

§ 745.2

(2) Send the notification by fax to (703) 235-1481 or to the following address, for mail and courier deliveries: Information Technology Team, Department of Commerce, Bureau of Export Administration, 1555 Wilson Boulevard, Suite 710, Arlington, VA 22209. Attn: "Advance Notification of Schedule 1 Chemical Export".

(3) Upon receipt of the notification, BXA will inform the exporter of the earliest date the shipment may occur under the notification procedure. To export the Schedule 1 chemical, the exporter must have applied for and been granted a license (see §§ 742.2 and 742.18 of the EAR, or the ITAR at 22 CFR part 121).

(b) *Annual report of exports.* (1) You must report all exports of any quantity of a Schedule 1 chemical to another State Party during the previous calendar year, starting with exports taking place during calendar year 1997. Reports for exports during calendar years 1997 and 1998 are due to the Department of Commerce August 16, 1999. Thereafter, annual reports of exports are due on February 13 of the following calendar year. The report should be on company letterhead or must clearly identify the reporting entity by name of company, complete address, name of contact person and telephone and fax numbers along with the following information for *each* export:

- (i) Common Chemical Name;
- (ii) Structural formula of the chemical;
- (iii) CAS Registry Number;
- (iv) Quantity involved in grams;
- (v) Date of export;
- (vi) Export license number;
- (vii) Purpose (end-use) of export;
- (viii) Name of recipient;
- (ix) Complete address of recipient, including street address, city and country; and (x) Company identification number, once assigned by BXA.

(2) The report must be signed by a responsible party, certifying that the information provided in the annual report is, to the best of his/her knowledge and belief, true and complete.

(3) Send the report by fax to (703) 235-1481 or to the following address, for mail and courier deliveries: Information Technology Team, Department of Commerce, Bureau of Export Adminis-

tration, 1555 Wilson Boulevard, Suite 710, Arlington, VA 22209. Attn: "Annual Report of Schedule 1 Chemical Export".

[64 FR 27143, May 18, 1999, as amended at 64 FR 28909, May 28, 1999; 65 FR 12923, Mar. 10, 2000]

§ 745.2 End-Use Certificate reporting requirements under the Chemical Weapons Convention.

NOTE: The End-Use Certificate requirement of this section does not relieve the exporter of any requirement to obtain a license from the Department of Commerce for the export of Schedule 3 chemicals subject to the Export Administration Regulations or from the Department of State for the export of Schedule 3 chemicals subject to the International Traffic in Arms Regulations.

(a)(1) No U.S. person, as defined in § 744.6(c) of the EAR, may export from the United States any Schedule 3 chemical identified in Supplement No. 1 to this part to countries not party to the Chemical Weapons Convention (destinations *not* listed in Supplement No. 2 to this part) unless the U.S. person obtains from the consignee an End-Use Certificate issued by the government of the importing destination. This Certificate must be issued by the foreign government's agency responsible for foreign affairs or any other agency or department designated by the importing government for this purpose. Supplement No. 3 to this part includes foreign authorized agencies responsible for issuing End-Use Certificates pursuant to this section. Additional foreign authorized agencies responsible for issuing End-Use Certificates will be included in Supplement No. 3 to this part when known. End-Use Certificates may be issued to cover aggregate quantities against which multiple shipments may be made to a single consignee. An End-Use Certificate covering multiple shipments may be used until the aggregate quantity is shipped. End-Use Certificates must be submitted separately from license applications.

(2) Submit a copy of the End-Use Certificate to the Department of Commerce by fax at (703) 235-1481 or to the following address no later than 7 days after the date of export, for mail and

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courier deliveries: Information Technology Team, Department of Commerce, Bureau of Export Administration, 1555 Wilson Boulevard, Suite 710, Arlington, VA 22209. Attn: CWC End-Use Certificate Report.

(b) The End-Use Certificate described in paragraph (a) of this section must state the following:

(1) That the chemicals will be used only for purposes not prohibited under the Chemical Weapons Convention;

(2) That the chemicals will not be transferred to other end-user(s) or end-use(s);

(3) The types and quantities of chemicals;

(4) Their specific end-use(s); and

(5) The name(s) and complete address(es) of the end-user(s).

[64 FR 27143, May 18, 1999, as amended at 64 FR 49381, Sept. 13, 1999; 66 FR 49525, Sept. 28, 2001]

**SUPPLEMENT NO. 1 TO PART 745—
SCHEDULES OF CHEMICALS**

| | C.A.S. Registry No. |
|--|------------------------|
| Schedule 1 | |
| A. Toxic chemicals: | |
| (1) O-Alkyl ($\leq C_{10}$, incl. cycloalkyl) alkyl (Me, Et, n-Pr or i-Pr)-phosphonofluoridates e.g. Sarin: O-Isopropyl methylphosphonofluoridate | 107-44-8 |
| Soman: O-Pinacolyl methylphosphonofluoridate | 96-64-0 |
| (2) O-Alkyl ($\leq C_{10}$, incl. cycloalkyl) N,N-dialkyl (Me, Et, n-Pr or i-Pr) phosphoramidocyanidates e.g. Tabun: O-Ethyl N,N-dimethyl phosphoramidocyanidate | 77-81-6 |
| (3) O-Alkyl (H or $\leq C_{10}$, incl. cycloalkyl) S-2-dialkyl (Me, Et, n-Pr or i-Pr)-aminoethyl alkyl (Me, Et, n-Pr or i-Pr) phosphonothiolates and corresponding alkylated or protonated salts e.g. VX: O-Ethyl S-2-diisopropylaminoethyl methyl phosphonothiolate | 50782-69-9 |
| (4) Sulfur mustards: 2-Chloroethylchloromethylsulfide Mustard gas: Bis(2-chloroethyl)sulfide | 2625-76-5 |
| Bis(2-chloroethylthio)methane | 505-60-2 |
| Sesquimustard: 1,2-Bis(2-chloroethylthio)ethane | 63869-13-6 |
| 1,3-Bis(2-chloroethylthio)-n-propane | 3563-36-8 |
| 1,4-Bis(2-chloroethylthio)-n-butane | 63905-10-2 |
| 1,5-Bis(2-chloroethylthio)-n-pentane | 142868-93-7 |
| Bis(2-chloroethylthiomethyl)ether | 142868-94-8 |
| | 63918-90-1 |

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| | C.A.S. Registry No. |
|--|------------------------|
| O-Mustard: Bis(2-chloroethylthioethyl)ether | 63918-89-8 |
| (5) Lewisites: Lewisite 1: 2-Chlorovinylchloroarsine | 541-25-3 |
| Lewisite 2: Bis(2-chlorovinyl)chloroarsine | 40334-69-8 |
| Lewisite 3: Tris(2-chlorovinyl)arsine | 40334-70-1 |
| (6) Nitrogen mustards: HN1: Bis(2-chloroethyl)ethylamine | 538-07-8 |
| HN2: Bis(2-chloroethyl)methylamine | 51-75-2 |
| HN3: Tris(2-chloroethyl)amine | 555-77-1 |
| (7) Saxitoxin | 35523-89-8 |
| (8) Ricin | 9009-86-3 |
| B. Precursors: | |
| (9) Alkyl (Me, Et, n-Pr or i-Pr) phosphonyldifluorides e.g. DF: Methylphosphonyldifluoride | 676-99-3 |
| (10) O-Alkyl (H or $\leq C_{10}$, incl. cycloalkyl) O-2-dialkyl (Me, Et, n-Pr or i-Pr)-aminoethyl alkyl (Me, Et, n-Pr or i-Pr) phosphonites and corresponding alkylated or protonated salts e.g. QL: O-Ethyl O-2-diisopropylaminoethyl methylphosphonite | 57856-11-8 |
| (11) Chlorosarin: O-Isopropyl methylphosphonochloridate | 1445-76-7 |
| (12) Chlorosoman: O-Pinacolyl methylphosphonochloridate | 7040-57-5 |

Schedule 2

| | |
|---|-----------|
| A. Toxic chemicals: | |
| (1) Amiton: O,O-Diethyl S-[2-(diethylamino)ethyl] phosphorothiolate and corresponding alkylated or protonated salts | 78-53-5 |
| (2) PFIB: 1,1,3,3,3-Pentafluoro-2-(trifluoromethyl)-1-propene | 382-21-8 |
| (3) BZ: 3-Quinuclidinyl benzilate | 6581-06-2 |
| B. Precursors: | |
| (4) Chemicals, except for those listed in Schedule 1, containing a phosphorus atom to which is bonded one methyl, ethyl or propyl (normal or iso) group but not further carbon atoms, e.g. Methylphosphonyl dichloride Dimethyl methylphosphonate | 676-97-1 |
| Exemption: Fonofos: O-Ethyl S-phenyl ethylphosphonothiolothionate | 756-79-6 |
| | 944-22-9 |

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| | C.A.S. Registry No. | |
|---|---------------------|-----------------------------|
| (5) N,N-Dialkyl (Me, Et, n-Pr or i-Pr) phosphoramidic dihalides | | Bolivia |
| (6) Dialkyl (Me, Et, n-Pr or i-Pr) N,N-dialkyl (Me, Et, n-Pr or i-Pr)-phosphoramidates | | Bosnia-Herzegovina |
| (7) Arsenic trichloride | 7784-34-1 | Botswana |
| (8) 2,2-Diphenyl-2-hydroxyacetic acid | 76-93-7 | Brazil |
| (9) Quinuclidine-3-ol | 1619-34-7 | Brunei Darussalam |
| (10) N,N-Dialkyl (Me, Et, n-Pr or i-Pr) aminoethyl-2-chlorides and corresponding protonated salts | | Bulgaria |
| (11) N,N-Dialkyl (Me, Et, n-Pr or i-Pr) aminoethane-2-ols and corresponding protonated salts | | Burkina Faso |
| Exemptions: N,N-Dimethylaminoethanol and corresponding protonated salts | 108-01-0 | Burundi |
| N,N-Diethylaminoethanol and corresponding protonated salts | 100-37-8 | Cameroon |
| (12) N,N-Dialkyl (Me, Et, n-Pr or i-Pr) aminoethane-2-thiols and corresponding protonated salts | | Canada |
| (13) Thiodiglycol: Bis(2-hydroxyethyl)sulfide | 111-48-8 | Chile |
| (14) Pinacolyl alcohol: 3,3-Dimethylbutane-2-ol | 464-07-3 | China* |
| Schedule 3 | | Colombia |
| A. Toxic chemicals: | | Cook Islands |
| (1) Phosgene: Carbonyl dichloride | 75-44-5 | Costa Rica |
| (2) Cyanogen chloride | 506-77-4 | Cote d'Ivoire (Ivory Coast) |
| (3) Hydrogen cyanide | 74-90-8 | Croatia |
| (4) Chloropicrin: | | Cuba |
| Trichloronitromethane | 76-06-2 | Cyprus |
| B. Precursors: | | Czech Republic |
| (5) Phosphorus oxychloride | 10025-87-3 | Denmark |
| (6) Phosphorus trichloride | 7719-12-2 | Dominica |
| (7) Phosphorus pentachloride | 10026-13-8 | Ecuador |
| (8) Trimethyl phosphite | 121-45-9 | El Salvador |
| (9) Triethyl phosphite | 122-52-1 | Equatorial Guinea |
| (10) Dimethyl phosphite | 868-85-9 | Eritrea |
| (11) Diethyl phosphite | 762-04-9 | Estonia |
| (12) Sulfur monochloride | 10025-67-9 | Ethiopia |
| (13) Sulfur dichloride | 10545-99-0 | Fiji |
| (14) Thionyl chloride | 7719-09-7 | Finland |
| (15) Ethyldiethanolamine | 139-87-7 | France |
| (16) Methyldiethanolamine | 105-59-9 | Gabon |
| (17) Triethanolamine | 102-71-6 | Gambia |

SUPPLEMENT NO. 2 TO PART 745—STATES PARTIES TO THE CONVENTION ON THE PROHIBITION OF THE DEVELOPMENT, PRODUCTION, STOCKPILING, AND USE OF CHEMICAL WEAPONS AND ON THEIR DESTRUCTION

LIST OF STATES PARTIES AS OF AUGUST 1, 2001

Albania
Algeria
Argentina
Armenia
Australia
Austria
Azerbaijan
Bahrain
Bangladesh
Belarus
Belgium
Benin

Bolivia
Bosnia-Herzegovina
Botswana
Brazil
Brunei Darussalam
Bulgaria
Burkina Faso
Burundi
Cameroon
Canada
Chile
China*
Colombia
Cook Islands
Costa Rica
Cote d'Ivoire (Ivory Coast)
Croatia
Cuba
Cyprus
Czech Republic
Denmark
Dominica
Ecuador
El Salvador
Equatorial Guinea
Eritrea
Estonia
Ethiopia
Fiji
Finland
France
Gabon
Gambia
Georgia
Germany
Ghana
Greece
Guinea
Guyana
Holy See
Hungary
Iceland
India
Indonesia
Iran
Ireland
Italy
Jamaica
Japan
Jordan
Kazakhstan
Kiribati
Kenya
Korea (Republic of)
Kuwait
Laos (P.D.R.)
Latvia
Lesotho
Liechtenstein
Lithuania
Luxembourg
Macedonia
Malawi

*For CWC purposes only, China includes Hong Kong.

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Malaysia
Maldives
Mali
Malta
Mauritius
Mauritania
Mexico
Micronesia
Moldova (Republic of)
Monaco
Mongolia
Morocco
Mozambique
Namibia
Nepal
Netherlands
New Zealand
Nicaragua
Niger
Nigeria
Norway
Oman
Pakistan
Panama
Papua New Guinea
Paraguay
Peru
Philippines
Poland
Portugal
Qatar
Romania
Russian Federation
Saint Lucia
San Marino
Saudi Arabia
Senegal
Seychelles
Singapore
Slovak Republic
Slovenia
South Africa
Spain
Sri Lanka
Sudan
Suriname
Swaziland
Sweden
Switzerland
Tajikistan
Tanzania
The United Arab Emirates
Togo
Trinidad and Tobago
Tunisia
Turkey
Turkmenistan
United Kingdom
Ukraine
United States
Uruguay
Uzbekistan
Venezuela
Vietnam
Yemen
Yugoslavia (Federal Republic of)
Zambia

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Zimbabwe

[64 FR 27143, May 18, 1999, as amended at 64 FR 49381, Sept. 13, 1999; 66 FR 49525, Sept. 28, 2001]

SUPPLEMENT NO. 3 TO PART 745—FOREIGN AUTHORIZED AGENCIES RESPONSIBLE FOR ISSUING END-USE CERTIFICATES PURSUANT TO § 745.2

Israel

Chemical, Environment Technology Administration, Ministry of Industry & Trade, 30 Agron Street, Jerusalem 94190, Israel
Contact: Josef Dancona, Deputy Director, Telephone: 972–2–6220193, Fax: 972–2–6241987

Taiwan¹

Board of Foreign Trade, Ministry of Economic Affairs, 1 Hukou St., Taipei, Tel: (02) 2351–0271, Fax: (02) 2351–3603

Export Processing Zone Administration, Ministry of Economic Affairs, 600 Chiachang Rd., Nantze, Kaohsiung, Tel: (07) 361–1212, Fax: (07) 361–4348

Science-Based Industrial Park Administration, National Science Council, Executive Yuan, 2 Hsin-an Rd., Hsinchu, Tel: (03) 577–3311, Fax: (03) 577–6222

[64 FR 27143, May 18, 1999, as amended at 64 FR 43982, Sept. 13, 1999]

PART 746—EMBARGOES AND OTHER SPECIAL CONTROLS

Sec.

746.1 Introduction.

746.2 Cuba.

746.3 Iraq.

746.4 Libya.

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746.7 Iran.

746.8 Rwanda.

746.9 The Federal Republic of Yugoslavia (Serbia and Montenegro).

SUPPLEMENT NO. 1 TO PART 746—SPECIAL SANCTIONS ON ANGOLA ADMINISTERED BY THE OFFICE OF FOREIGN ASSETS CONTROL

SUPPLEMENT NO. 2 TO PART 746—UNITED NATIONS ARMS EMBARGOES ADMINISTERED BY THE DEPARTMENT OF STATE: LIBERIA, SOMALIA, AND COUNTRIES OF THE FORMER YUGOSLAVIA (BOSNIA-HERZEGOVINA, CROATIA, FORMER YUGOSLAV REPUBLIC OF MACEDONIA, SERBIA AND MONTENEGRO, SLOVENIA)

SUPPLEMENT NO. 3 TO PART 746 [RESERVED]

¹Two of the three offices (Export Processing Zone Administration and the Science-Based Industrial Park Administration) are in special economic zones and are responsible for the activity in their respective zones.